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FILED & ENTERED

SEP 12 2022

CLERK U.S. BANKRUPTCY COURT
Central District of California
BY Pgarcia DEPUTY CLERK

UNITED STATES BANKRUPTCY COURT

CENTRAL DISTRICT OF CALIFORNIA

SAN FERNANDO VALLEY DIVISION

In re:	)	Case No.: 1:22-bk-10283-MB
)	
LUSINE CRISTINE DOKUZYAN,	)	Chapter 7
)	
Debtor.	)	Adv. No.: 1:22-ap-01028-MB
)	
HOVANES JOHN TONoyAN,	)	ORDER GRANTING IN PART AND
	)	DENYING IN PART MOTION TO
Plaintiff,	)	DISMISS, SETTING DEADLINES AND
	)	CONTINUING STATUS CONFERENCE
vs.)	
)	
LUSINE CRISTINE DOKUZYAN,	)	Date: August 31, 2022
	)	Time: 2:30 p.m.
Defendant.	)	Place: Courtroom 303
	)	21041 Burbank Boulevard
	)	Woodland Hills, CA 91367

On August 31, 2022, the Court held the hearing of the *Motion to Dismiss Complaint Under FRCP 12(b)(6) for Failure to State a Claim for Relief* ("Motion To Dismiss") [Dkt. 3] and the adversary status conference. Appearances are as noted on the Court's record of the hearing.

The Court, having reviewed and considered the Motion To Dismiss, *Plaintiff's Opposition to Defendant's 12(b)(6) Motion to Dismiss (in the AP Case)* [Dkt. 11], and the *Reply to Plaintiff's Opposition to Motion to Dismiss Complaint* [Dkt. 12], having heard the arguments of counsel and plaintiff made at the hearing and good cause appearing therefor, **IT IS HEREBY ORDERED THAT:**

1 1. The Motion To Dismiss is granted in part and denied in part as follows:

2 a) Denied as to § 523(a)(2)(A);

3 b) Denied as to § 523(a)(2)(B);

4 c) Dismissed as to § 523(a)(2)(C), *with* leave to amend;

5 d) Dismissed as to § 523(a)(6), *with* leave to amend;

6 e) Dismissed as to §§ 727 and 707(b), *with* leave to amend; and

7 f) Dismissed as to declaratory relief, 28 U.S.C. §2201, *without* leave to
8 amend,

9 **IT IS FURTHER ORDERED THAT:**

10 2. Plaintiff Hovanes Tonoyan shall file and serve his first amended complaint by no
11 later than **October 12, 2022**;

12 3. Defendant Lusine Dokuzyan shall file and serve her answer or motion to dismiss
13 by no later than **October 26, 2022**; and

14 3. The Adversary Case Status Conference is continued to **November 16, 2022, at**
15 **1:30 p.m.**, with a joint status report due by no later than **November 9, 2022**.

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24 Date: September 12, 2022

25 Martin R Barash
26 United States Bankruptcy Judge
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